[श्री सत्य प्रकाश मालवीय]

इलाहाबाद में एक संग्रहालय है, पंडित जवाहरलाल नेहरू ने स्वयं आनंद भवन में बुलाकर उनके परिवार वालों का वहां पर सम्मान किया । लेकिन आज दुख का का विषय है कि उनके परिवार वालों को जो 50 रुपए माह पेंशन मिलती थी उसको बढाकर 500 रु० कर दिया गया था, लेकिन उसको फिर से घटाकर 50 रु० कर दिया गया है । इस के लिए मैंने गृह मंत्री को भी लिखा है कि मौलवी लियाकत अली जिन्हें काले पानी की सजा दी गई उनके आश्रितों की पेंशन को फिर से बढाकर 500 रु. किया जाए । इस तरह से हम उनका सम्मान नहीं करेंगे तो देश की भावी पीढ़ी क्या सबक सीखेगी और हमारा देश किस प्रकार से जीवित रहेगा?

गृह मंत्री (श्री बूटा सिंह) : आज का पावन दिवस सचमुच देश के लिए और खासकर युवा पीढ़ी के लिए प्रेरणा का स्रोत है । जैसा राम चन्द्र विकल जी ने और दूसरे माननीय सदस्यों ने जिक्र किया और कई यों के नाम लिये भी और अनेक नाम ऐसे हैं जिनके आज यहां नहीं लिये जा सकते क्योंकि हजारों-सैकड़ों भारतमाता के पुत्र-पुत्रियों ने अपना बलिदान दे दिया है। मैं श्री विकल जी के सुझाव से सहमत हूं । राज्य सरकारों से परामर्श करके उनका स्मारक बनाने के लिए सरकार पूरी तरह से विचार करेगी ।

श्री राम अवधेश सिंह (बिहार) : जो मालवीय जी ने पेंशन के बारे में कहा उसके बारे में आप क्या कहना चाहते है ?

श्री सत्य प्रकाश मालवीय : जिनको फांसी लग गयी और उनके आश्रितों की पेंशन 500 रुपये से घटा कर 50 रु० कर दी गयी इस बारे में आपने कुछ नहीं कहा ।

श्री बूटा सिंह : वह भी देखूंगा ।

कुमारी सईदा खातून : जो मैंने चन्द्रशेखर आजाद और राम प्रसाद बिस्मिल के बारे में कहा कि इनको किताबों में आतंकवादी बनाया गया है इसके बारे में आप क्या कह रहे हैं ?

Reported tapping of Phones in Karnataka

SHRI A. G. KULKARNI (Maharashtra): Madam, I am drawing the attention of the Government through you to a very debased pattern of politics undertaken in Karnataka State.

Madam, here the credit goes to *"The Times of India". They have* printed here.

"Phones tapped in Karnataka"

A complete order of the Inspector-General of Police (Intelligence) has been put down in the paper. I don't want to quote from this.

SHRI SURESH KALMADI (Maharashtra): Shame.

SHRI JASWANT SINGH (Rajasthan): It is shameful.

SHRI A. G. KULKARNI: It is shameful for all the political parties.

SHRI SURESH KALMADI: What happened to value-based politics of Mr. Hegde?

SHRI A. G. KULKARNI: Madam, I want to draw your attention to this fact. Some time back I made a mention here. But the Chief Secretary to the Karnataka Government refuted the allegation that he had ordered the tapping of phones. All right. We believe because, anyway, Chief Secretary is Chief Secretary. The Chief Minister of Karnataka at a certain time said that he was not concerned, indicating thereby that it was the Central Govt. which was doing all this to create create dissensions in his political party there.

Madam Deputy Chairman, tapping of phones was really meant for smugglers, the FERA violators, criminals and others.

SHRI SURESH KALMADI: And Mr. Gurupadaswamy.

SHRI A. G. KULKARNI: Is Mr. Gurupadaswamy a criminal or FERA violator or smuggler? I do not understand this.

Madam Deputy Chairman, the point is that the political party, particularly the Opposition political party which is blaming my party for such nefarious affairs, about their planning etc. has itself stooped to this level. I do not understand to what low level the polity in this country has gone. The Chief Minister or the Chief Secretary through the DIG or the IG or anybody else, is tapping the telephones of dissenting members of his own party. Not only that but the telephones of Congress (I) Members also. Then, here are Ministers. One Mr. Raghupati and one Mr. Deve Gowda—these are also the members whose telephones have been tapped. Madam Deputy Chairman, I think, this indicates that even the people who are supposed to be above such type of politics are playing into the hands of anti-social, anti-national forces. How can we believe the Chief Minister or the Chief Secretary or the DIG? What will they do?

By bringing out this item about debased politics and the credibility of the politicians in this country by this very incident, "*The Times of India*" has done a great service. Instead of publishing so many damn, rubbish things, here is a proper item which goes to show that the Opposition is playing dirty politics. They have to be ashamed of this type of party politics. I want to know this from the Home Minister. He is here luckily. He is being accused that he has directed this. Has be refuted? I think he has not yet refuted it. Through you, Madam, I demand a judicial inquiry into the conduct of the Officers, the Chief Secretary, the DIG or the IG or whoever the concerned officer is. We want to know the true facts. Our phones or anybody else's phones are a sacred trust and they should not be tapped. Since the hon. Home Minister is here, I demand that he should clarify the position

SHRI SURESH KALMADI: We want a full discussion on this matter.

SHRI PARVATHANENI UPENDRA (Andhra Pradesh): I want to associate with the sentiments expressed by Mr. Kulkarni.

THE MINISTER OF HOME AFFAIRS (SHRI BUTA SINGH): I want to go on record in this House that the Government of India, the Communications Minister or the Home Ministry has not authorised the tapping of any political leader's telephone. Whatever is given in the Telegraph Act is meant for the criminals and for the security and emergency situations in the public interest and not for the politicians. Phones of no political party member, not even of the journalists, have been directed to be tapped. Therefore, whatever has been done, as the hon. Member has mentioned, it has become a subject matter of this House. We are before the House and whatever is the decision of the House, we will accept it.

SHRI SURESH KALMADI: Let Shri Gurupadaswamy, leader of the Janata Party in this House, speak. What does he say? His own telephone is being tapped.

SHRI PARVATHANENI UPENDRA: Just a minute, Medam.

THE DEPUTY CHAIRMAN: There are Members who have given their names for the Special Mention. Their name is on record. They have given in writing that they want to raise the Special Mention. Shall I allow others or those who have given their name?

SHRI SURESH KALMADI: It is a matter of national importance. Especially the Karnataka Government...

THE DEPUTY CHAIRMAN: I do not appreciate this, Mr. Suresh Kalmadi. Please sit down. You have to observe the rules of the House. You cannot go on talking any way you like. I said those who have given their names, I have to call them first.

SHRI H. HANUMANTHAPPA (Karnataka): While associating myself with the Special Mention mentioned by my senior colleague, Mr. Kulkarni, I am forced to put on record that these saviours of democracy, as they call themselves, every time point their fingers at the Centre in regard to scandals, infringement of Fundamental Rights and about emergency, every now and then, day in and day out. Now, what is the Janata Government doing in Karnataka? Every time they discuss here on the floor of this House, be it the Telegraph Act or the Postal Bill or any subject, all sorts of scandals and all sorts of things are attributed to the Congress Government, but this Opposition party, which is governing my State, is indulging in nefarious acts. Through you I demand from the Government a full-fledged discussion on this on the floor of this House. All along they are accusing the Central Government but the boot is on the other leg. Let the whole thing came out. I find they have the audacity of complaining that at the instance of the Central Government this thing has been going on in Karnataka. Since the cat has come out, I demand there should be a discussion and an inquiry against all those indulging in it irrespective of whatever position they hold.

SHRI V. NARAYANASAMY (Pondicherry): The Government of Karnataka headed by the Chief Minister is in crisis. The party is also in split. Now, the facts which have been disclosed in the newspaper—The Indian Express—dated 10th July, 1988, show that special telephone numbers of Deva Gowda and the hon. Member of this House, Shri Ajit Singh who had been talking over phone, were tapped on the instruction of the Chief Minister. The officer of the Department of Police, IG, has sent a letter to the officer of the Telecommunication Department for the purpose of assisting. They have not assisted because under Section 5 (2) only technical assistance can be provided. Their orders have not been obeyed. Kindly see their attitude. Section 5 (2) is very clear. It provides that when there is public emergency or public safety that particular provision can be used. But what the Chief Minister of Karnataka has done? He gave instructions to tap the telephones of an hon. Member of this House, Mr Gurupadaswamyji, the leader of the Opposition, Mr. Deve Gowda, dissident Janata leader, sitting Members of the Lok Sabha belonging to Congress-I and various other leaders who are all his rivals. The Chief Minister wanted to remain in power by hook or crook. He has used all the machinery even at the cost of his own party members.

Madam, this is a very serious matter. I demand that Chief Minister should resign on moral grounds for using the official machinery for his own ends. Further I demand that the House may discuss the issue threadbare so that the persons involved in this may be punished.

THE DEPUTY CHAIRMAN: Mr. Kailash Pati Mishra.

SHRI DIPEN GHOSH (West Bengal): Madam,....

THE DEPUTY CHAIRMAN: They have given their names. On the spur of the moment and they want to speak first.

SHRI DIPEN GHOSH: Is it a new special mention?

THE DEPUTY CHAIRMAN: No, no.

श्री कैलाश पति मिश्र (बिहार) : उपसभापति महोदया, 'टाइम्स आफ इंडिया' में जो खबर छपी है वह बहुत गंभीर है। उसमें स्पेशल आई० जी० (इंटेलीजेंस) का नाम भी दिया हुआ है। इस समाचार को पढ़ने के बाद इसमें कोई मतभेद नहीं हो सकता कि यह लोकतंत्र के ऊपर बहुत बड़ा आघात है और कोई भी लोकतंत्रवादी इसको बर्दाशत नहीं कर सकता . . . **(व्यवधान)** . . . जरा कहने दीजिए। स्पेशल आई० जी० (इंटेलीजेंस) ने यह मुख्य मंत्री की राय से, उनसे बातचीत करके किया है तो यह भी किसी दूसरे षड्यंत्र का हिस्सा दिखाई दे रहा है। महोदया, मैं यह कहना चाहता हूं . . . **(व्यवधान)** . . . बोलने दीजिए।

महोदया, अगर मुख्य मंत्री की राय से उन्होंने इस प्रकार का काम किया है तो यह खतरनाक है, घृणित है और इसकी पूरी भर्त्सना की जानी चाहिए। लेकिन अगर कर्नाटक के मुख्य मंत्री को धोखे में रखकर और किसी और को षड्यंत्र का भागी बनाकर आई० जी० ने इस तरह का आदेश निकाला है तो मैं कहना चाहता हूं कि भारत सरकार . . . **(व्यवधान)** . . . मैं कहना चाहता हूं कि भारत सरकार का यह विभाग, जो यह षड्यंत्र हुआ है, इसका स्पष्टीकरण सदन के अंदर देने से बच नहीं सकता। इसलिये . . . **(व्यवधान)** . . . श्री गुरुपदस्वामी का टेलीफोन टेप किया गया है, एम० एल० एज० का किया गया है, वर्तमान स्टेट मिनिस्टर का भी टेलीफोन टेप किया गया है, कांग्रेस के एम० पीज का भी किया गया है, दो अखबारों के दो सम्पादकों का टेलीफोन भी टेप किया जा रहा है, यह भी उसमें समाचार है। इसलिये . . . **(व्यवधान)** . . .

एक माननीय सदस्य : आर०एस०एस० . . . **(व्यवधान)** . . .

श्री प्रमोद महाजन (महाराष्ट्र) : आर० एस० एस० के बारे में आप चिंता कर रहे हैं इसके लिये हम आपके आभारी हैं :

श्री कैलाश पति मिश्र : महोदया, मैं यह कहना चाहता हूं कि पूरे तथ्य सदन में रखने से स्वराष्ट्र मंत्री बच नहीं सकते। इसलिये मेरा आप से निवेदन है कि उन पर दबाव डाला जाय, चेयर की ओर से आदेश दिया जाय कि इसकी पूरी छान-बीन करके घटना की पूरी रिपोर्ट सदन के सामने रखी जाय।

श्री अटल बिहारी वाजपेयी (मध्य प्रदेश) : केन्द्र के बिना यह नहीं हो सकता। . . . **(व्यवधान)** . . .

THE DEPUTY CHAIRMAN: Shri Parvathaneni Upendra. I will give you a little time but don't make a speech.

SHRI PARVATHANENI UPENDRA: Madam Deputy Chairman, it is a very serious matter and we have always been protesting against such actions which are serious inroads into the privacy and legitimate activity of the political parties and the politicians. A secion which should be used against economic offenders and criminals is being extensively used against politicians. Whether it is done at the bidding of the Prime Minister or the Chief Minister, it is very bad because our phones are . . . *(Interruptions)* . . .

SHRI BUTA SINGH: It is ridiculous. He must withdraw this. It is not being done by the Prime Minister. Can he prove it? *(Interruptions)* . . .

THE DEPUTY CHAIRMAN: If he wants to drag in the Prime Minister by taking advantage of this, it will not go on record.

SHRI PARVATHANENI UPENDRA: All right. I will amend. Whether it is at the bidding of the State Government or the Central Government, it is bad. *(Interruptions)* . .

SHRI BUTA SINGH: Madam, you must expunge this At least, today, Mr. Upendra, be honest and fair. Today, you should be honest. *(Interruptions)* . . .

SHRI V. GOPALSAMY (Tamil Nadu): All the Congress Governments as well as the Central Government are practising it. (*Interruptions*).

SHRI PAWAN KUMAR BANSAL (Punjab): It is a most irresponsible statement ...(*Interruptions*)...

SHRI SURESH KALMADI: Either you denounce it...(*Interruptions*)..

SHRI PARVATHANENI UPENDRA: I have already denounced it. Our phones are tapped. (*Interruptions*).

THE DEPUTY CHAIRMAN: Mr. Upendra, I am not allowing you.... (*Interruptions*)..

SHRI PAWAN KUMAR BANSAL: Madam, he is using this forum for making all sorts of allegations without compunction. ...(*Interruptions*)..

THE DEPUTY CHAIRMAN: I am sorry, it will not go on record and I am not allowing those who have not given their names. Your name is not there. (*Interruptions*)... It is not going on record. Now, Shri Shamim Ahmed Siddiqui. ...(*Interruptions*)...

SHRI DIPEN GHOSH: Madam, you please give me audience for half a minute.

THE DEPUTY CHAIRMAN: Not now. मैंने पहले यह समझा था

(व्यवधान)

लेकिन इसके दुरुपयोग हो रहा है, कुछ एक्सप्रेस न यज़ किए जा रहे हैं, यह तो आप नहीं कर सकते।

I would have given but because of this I am not giving.

SHRI DIPEN GHOSH: Madam, I am not going to make any counterallegation. Please give me audience for half a minute.

THE DEPUTY CHAIRMAN: Half a minute, all right. (*Interruptions*)...

SHRI DIPEN GHOSH: Madam, this is a serious matter. The interception of telephone amounts to transgression into the liberty of the individual. Whoever knows the operation of the telecommunication system he knows that no telephone can be bugged or tapped without the involvement of the Telecommunications Department. (*Interruptions*)..If certain telephones are tapped, it can only be done with the participation of the Telecommunications Department. So, the Central Government owes an explanation. Let there be a discussion. I associate myself. There should be a full discussion on this. ..(*Interruptions*) .... How the telephones are being tapped, let us know. (*Interruptions*).

उपसभापति : आपके एक मिनट था आपने बोल दिया अब आप बैठ जाइए

(व्यवधान)

SHRI DIPEN GHOSH: *

THE DEPUTY CHAIRMAN: It is not going on record. (*Interruptions*).

SHRI A. G. KULKARNI: *

SHRI DIPEN GHOSH: *

SHRI A. G. KULKARNI: *

THE DEPUTY CHAIRMAN: Nothing is going on record. Why are you talking like this? (*Interruptions*).

SHRI PARVATHANENI UPENDRA:*

SHRI DIPEN GHOSH: *

SHRI SURESH KALMADI: *

SHRI B. SATYANARAYAN REDDY (Andhra Pradesh): *

PROF. C. LAKSHMANNA (Andhra Pradesh): *

SHRI S. S. AHLUWALIA (Bihar):*

*Not recorded.

THE DEPUTY CHAIRMAN : Nothing is going on record... (*Interruptions*). ...(*Interruptions*)

SHRI LAL K. ADVANI (Madhya Pradesh): Madam, Deputy Chairman, (*Interruptions*)

THE DEPUTY CHAIRMAN: Without the permission of the Chair, Members are going on talking. It is not going on record.

SHRI LAL K. ADVANI: Madam. I am sorry ...(*Interruptions*).

THE DEPUTY CHAIRMAN: I have allowed you. But . .(*Interruptions*).

SHRI LAL K. ADVANI: I feel sorry that this issue should have become an issue between the Government and the Opposition. It is not. It is basically an issue between the citizens and the State, the individual and the Government. Only last week, my friend, Mr. Gopalsamy, had brought a Bill in this House. It was discussed for three or four Fridays. And what has appeared this morning in the "Times of India" shows up the Karnataka Government in a very very bad light...(*Interruptions*). Madam, Deputy Chairman, here, in this House, we had been criticising the Central Government because this is a Parliamentary forum and our criticism would lose its efficacy because of this. Therefore, it is that I feel sad about the report in the "Times of India". I associate myself with the criticism of the State Government, of the Karnataka Government, that has been voiced here. But, as I said, this issue should not be seen as an issue between the Government and the Opposition. It should be seen as an issue involving citizens' liberties. Freedom of expression is a fundamental right guaranteed in the Constitution. It also involves freedom of communication, privacy of communication, and that privacy of communication is breached when my telephone is tapped or when my postal articles are intercepted or anything of that kind happens. I would like to appeal to the Government—to the Home Minister present here, to the Communications Minister present here—it is time, after this exposure, that you came up with a Bill scrapping the Telegraph Act itself under which this has been done, whatever may be the relevant section, and all such statutes which were framed under the British rule, British regime; and which were intended to curtail the freedom struggle and the citizens' right of freedom. The Home Minister made a statement here which falsifies me. After all, I had given notice of a privilege motion in this House that my postal letters were being intercepted. And the Chairman had given a longish ruling on that. Up to 1985 —I cannot say about what is happening today—I have had first hand knowledge that the telephones of very many Members of Parliament were being taped...

SHRI PARVATHANENI UPENDRA: They are being tapped even today.

SHRI LAL K. ADVANI: I cannot say about today because the Minister today has denied it and I am willing to accept him on his word. I am not raising a partisan issue at all. What I am trying to say is the House must know fully what the position today is. There should be no politician, no Member of Parliament, no journalist, no RSS office, no political party office, whose telephnes are tapped, not in Karnataka, not in any part of the country. This is our concern.

SHRI MURASOLI MARAN (Tamil Nadu): Madam, just one minute for me.....

THE DEPUTY CHAIRMAN: I cannot allow everybody. The Minister is here. There are names which have come now. If I go on allowing all the Members, it will be very difficult.

SHRI BUTA SINGH: After what Advaniji said, I would like to say this morning in the other House the hon-

[Shri Buta Singh]

ourable Prime Minister has already made a categorical statement on the floor of the House that except for the requirements of security and emergency in a State which is stipulated in the Act—it is already mentioned in the Act—if required, Government is prepared to come forward with any amendment to the Act to see, to ensure, that no political activities of any political party or any politician are covered by this. Government is prepared to come forward with any amendment of such nature.

SHRI MURASOLI MARAN: This is not the first time that such kind of political spying has come to the notice of this House. Some time ago Mr. Gopalsamy complained in the House that his letters were intercepted by the Tamil Nadu Police. At that time we did not raise our little finger in protest. No freedom loving person will support this kind of political spying as has been done to our colleague, the honourable Shri Gurupadaswamy. And now our honourable Members there are raising their voices. This is like the kettle calling the pot black. Devils are quoting scriptures today. What are they doing themselves? They are intercepting all our letters. They are tapping all our telephones? If they are really serious, just negation on the floor of the House will not do. They should repeal the law. So long as there is that power, everybody will misuse it. Therefore, let the Government immediately repeal the particular sections of that Act.

श्री सुरेश पचौरी (मध्य प्रदेश): महोदया, श्री कुलकर्णी जी ने जो स्पेशल मेंशन प्रस्तुत किया है उससे अपने आपको सम्बद्ध करते हुए और उनकी भावनाओं की कद्र करते हुए मैं मांग करता हूं कि नैतिकता के नाते मुख्य मंत्री श्री हेगड़े जी को इस्तीफा दे देना चाहिए क्योंकि वह टेलीफोन टेप कराते हुए अन्य पोलिटीशियन्ज के साथ ब्लेकमेलिंग कर रहे हैं। उन्हें यह भली-भांति समझना चाहिए कि टेलीफोन उनकी कोई पर्सनल प्रापर्टी नहीं है। टेलीग्राफ एक्ट के आर्टीकल 52 में भी ऐसा कोई प्रावधान नहीं है कि किसी भी पोलिटीशयन का टेलीफोन टेप किया जाए। इस लिए यह आवश्यक हो गया है कि सरकार इस संबंध मे एक वक्तव्य के साथ सामने आए।

धन्यवाद।

संचार मंत्री (श्री वीर बहादुर सिंह): महोदया, जैसा कि एक्ट में प्रोविजन है टेलग्राफ एक्ट की धारा 52 में दिया हुआ है:

"On the occurrence of any public emergency or in the interests of public safety the Central Government or the State Government or any officer specially authorised in this behalf by the..."

श्री लाल कृष्ण आडवाणी: यह निकम्मा प्रोविजन है पब्लिक इमर्जेंसी वाला, हमने इसकी बहुत आलोचना की है। इसको तो आप रिपील कर दीजिए। इसे जितनी जल्दी रिपील करेंगे उतना ही अच्छा है। इसी के कारण इतने अधिकार मिल जाते हैं।

श्री वीर बहादुर सिंह: महोदय, स्टेट गवर्नमेंट की तरफ से यह किया गया है, इसमें सैन्ट्रल गवर्नमेंट या टेलीफोन डिपार्टमेंट से कोई इसमें नहीं होता। जब कभी भी स्टेट गवर्नमेंट या सैन्ट्रल गवर्नमेंट लिखती है तो टेलीफोन डिपार्टमेंट को यह करना पड़ता है, रूल में ऐसा प्रोविजन है।

Damaged roads and filthy conditions in Katras in Delhi due to heavy rains

श्री शमीम अहमद सिद्दीकी (दिल्ली): डिप्टी चेयरमैन साहिबा, मैं आपकी तवज्जुह दिल्ली में जो गुजिश्तापांच रोज से बारिश हो रही है, उसके कारण दिल्ली की सड़कों की हालत जो बहुत राब हो गई है उस